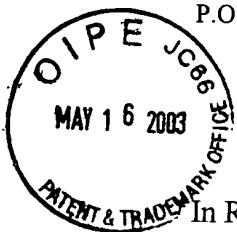


1052

**Attorney Docket No. XENG-006/01US (9400-0006)****PATENT**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 12, 2003.

By: *Diane Kizer***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

FRANCIS *et al.*For: **LUCIFERASE EXPRESSION  
CASSETTES AND METHODS OF USE**

Serial No.: 09/657,289

Filed: September 7, 2000

Atty. Docket No.: 303367-2024 (PXE-006US)

Examiner: E. Slobodyansky

Group Art Unit: 1652

Confirmation No.: 1639

**RESPONSE/AMENDMENT**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF RESPONSE**

Enclosed are the following documents in response to the Office Action mailed February 11, 2003 for the above-identified application:

- Amendment/Response  
 Return receipt postcard

The fee has been calculated as follows:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Total Claims		- 20 =		x \$18.00	
Independent Claims		- 3 =		x \$84.00	
If multiple dependent claims are presented, add \$280.00					
Total Amendment Fee					
If small entity status is applicable, subtract 50% of Total Amendment Fee					
Other fees: (specify)					
<b>TOTAL FEE DUE</b>					

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Attorney Docket No. X G-006/01US (9400-0006)  
Serial No. 09/657,289  
Page 2

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: 12 May 03

Cooley Godward LLP  
ATTN: Patent Group  
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3000 El Camino Real  
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Tel: (650) 843-5000  
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By:

Respectfully submitted,  
**COOLEY GODWARD LLP**

Dahna S. Pasternak  
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Reg. No. 41,411

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DmT  
5-23-03

## PATENT



## CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8

I hereby certify that these papers are being deposited with the United States Postal Service as first class mail with sufficient postage addressed to:  
Mail Stop Non-Fee Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on May 12, 2003, in Palo Alto, CA.

Diane Kizer

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	)	Examiner: E. Slobodyansky
FRANCIS <i>et al.</i>	)	Group Art Unit: 1652
For: <b>LUCIFERASE EXPRESSION</b>	)	Confirmation No.: 1639
<b>CASSETTES AND METHODS OF USE</b>	)	
Serial No.: 09/657,289	)	
Filed: September 7, 2000	)	<u>RESPONSE/AMENDMENT</u>
Atty. Docket No.: 303367-2024 (PXE-006US)	)	

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office action in the above-referenced application, mailed February 11, 2003, for which a response is initially due on or before May 11, 2003. Because May 11, 2003 falls on a Sunday, a response filed on Monday, May 12, 2003 is considered timely and no further fees are believed due. Reconsideration of the application in view of the following amendments and remarks is respectfully requested.

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